

### REMARKS

Claims 1-21 are currently pending in this application. Claims 1-21 are rejected. It is respectfully submitted that the pending claims define allowable subject matter.

Claims 1-3, 5-11, 13-19, and 21 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Applicant's Admitted Prior Art found in the U.S. Patent Application Publication No. 2005/0114568 A1 of the instant application no. 10/722,914 (AAPA) in view of U.S. Patent Publication No. 2008/0180701 (Nakagiri). Claims 4, 12, and 20 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over AAPA in view of U.S. Patent Application Publication No. 2002/0063880 (Raney). Applicant respectfully traverses these rejections for at least the reasons set forth hereafter.

Claim 1 recites a method for managing outputs to peripheral devices in medical systems devices, wherein the method comprises "providing an instruction to control a peripheral device; creating a data object based on the instruction; storing the data object in a second memory to be output to the peripheral device, wherein the second memory is not a component of the peripheral device; and storing the data object in a first memory instead of the second memory if the peripheral device is not accessible and not available to accept the data object, wherein the first memory stores the data object for a longer time period than the second memory."

As discussed with the Examiner in a teleconference on February 25, 2009, the cited references, considered alone or in combination, fail to describe storing a data object in a second memory to be output to a peripheral device, and storing the data object in a first memory *instead of the second memory* if the peripheral device is not accessible and not available to accept the data object.

For at least the reasons set forth above, claim 1 is submitted as patentable over the cited references.

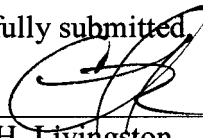
Independent claims 9 and 17 are submitted to be patentable over the cited references for at least the reasons set forth above with respect to claim 1.

Turning to the dependent claims, Applicant submits that claims 2-8, 10-16, and 18-21 recite additional features that are not anticipated nor rendered obvious by the cited references. Additionally, claims 2-8, 10-16, and 18-21 depend from independent claims 1, 9, and 17, respectively. Because claims 1, 9, and 17 each recite allowable subject matter, claims 2-8, 10-16, 21, and 18-20 also each recite allowable subject matter.

There may be other reasons in addition to the reasons argued herein or herebefore that claims 1-21 are patentable over the cited references. Applicants reserve the right to argue such other reasons hereafter.

In view of the foregoing amendments and remarks, it is respectfully submitted that the cited references neither anticipate nor render obvious the claimed invention and all of the pending claims in this application are believed to be in condition for allowance. Reconsideration and favorable action is respectfully solicited. Should anything remain in order to place the present application in condition for allowance, the Examiner is kindly invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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